

HOUSE BILL 219
By Davidson

AN ACT to amend Tennessee Code Annotated, Title 63,
Chapter 24, Part 1, relative to athletic trainers.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Section 63-24-101, is amended by deleting subdivision (3) in its entirety and by substituting instead the following:

(3) "Board" means the Tennessee board of athletic trainers.

SECTION 2. Tennessee Code Annotated, Section 63-24-102, is amended by deleting the section in its entirety and by substituting instead the following:

Section 63-24-102.

(a) There shall be a board to be known as the Tennessee board of athletic trainers,

to consist of five (5) members. Three (3) members shall be athletic trainers licensed in this state. One (1) member shall be a physician licensed in this state and one (1) member shall be a citizen member who is not an athletic trainer and who is not commercially or professionally associated with the healthcare industry.

(b) The chair of the board shall be chosen from one (1) of the three (3) athletic trainer members of the board. The chair shall preside over all meetings and business of the board and serve as spokesperson for the board.

(c) The governor shall appoint members of the board. The Tennessee Athletic Trainers Society and the Tennessee Medical Association may each supply a list to the governor of at least (3) nominees for each appointment or vacancy on the board in their respective categories. The governor may make appointments from such lists.

(d)

(1) Each licensed athletic trainer appointed to serve on the board shall:

- (A) Be a resident of this state for at least five (5) years immediately preceding appointment;
- (B) Be currently licensed in good standing as a licensed athletic trainer in this state;
- (C) Have never been convicted of charges that resulted in disciplinary action being taken by the board;
- (D) Be currently engaged in the practice of athletic training as a licensed athletic trainer; and
- (E) Have no less than five (5) years of experience as a licensed athletic trainer, with at least three (3) years of experience having immediately preceded the appointment.

(2) Each physician appointed to serve on the board shall:

- (A) Be a resident of this state for at least five (5) years immediately preceding appointment;
- (B) Be currently licensed in good standing in this state; and
- (C) Have no less than five (5) years of experience as a licensed physician, with at least three (3) years of experience having immediately preceded appointment.

(3) The representative of the public appointed to serve on the board shall:

- (A) Be a resident of this state for at least five (5) years immediately preceding appointment;
- (B) Not have direct or indirect financial interest in healthcare services;

(C) Not be nor ever have been an athletic trainer or be enrolled in any healthcare educational program; and

(D) Not be a member or employee of any board of control of any public or private healthcare group or organization.

(e) Vacancies on the board created by the expiration of terms of office or otherwise shall be filled for the unexpired terms by appointments by the governor in like manner. In making appointments to the board, the governor shall strive to ensure that at least one (1) person serving on the board is a member of a racial minority.

(f) Members of the board shall serve for a term of four (4) years or until their successors are appointed.

(g) Any board member may be removed by the governor after notice and a hearing for incompetence, neglect of duty, malfeasance in office or moral turpitude.

(h) The board is hereby authorized to license athletic trainers consistent with the provisions of this chapter and to adopt rules and regulations as it may deem necessary for the performance of its duties.

(i) The board shall prescribe application forms for licensure and shall conduct or select a licensure examination.

(j) The board shall promulgate rules for the regulation of athletic trainers in the state.

(k) The board is hereby authorized to establish, by duly promulgated rules, mandatory continuing education requirements as a condition for licensure renewal.

SECTION 3. All rules, regulations, policies, orders and decisions promulgated or issued by Tennessee board of medical examiners relative to the Tennessee board of athletic trainers prior to, and in effect on the effective date of this act, shall remain in force and effect and shall

be administered and enforced by the Tennessee board of athletic trainers created by this act until duly amended, repealed, expired, modified or superseded.

SECTION 4. For the purposes of appointing members to the board and for promulgating rules and regulations, this act shall take effect upon becoming a law, the public welfare requiring it. For all other purposes this act shall take effect January 1, 2006, the public welfare requiring it.